

Declaration and Power of Attorney For Patent Application

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled "CONJUGATED LINOLEIC ACID ALKYL ESTERS IN FEEDSTUFFS AND FOOD" (Attorney Docket No. 21440/9015), the specification of which was filed, with my authority, on August 11, 1998 as Application Serial No. 09/132,593.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose to the Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

And I hereby appoint JOSEPH A. GEMIGNANI, (Reg. No. 19,482), ROBERT E. CLEMENCY (Reg. No. 19,287), DAVID B. SMITH (Reg. No. 27,595), GLENN A. BUSE (Reg. No. 24,217), FRED WIVIOTT (Reg. No. 19,158), DAVID R. PRICE (Reg. No. 31,557), BAYARD H. MICHAEL (Reg. No. 15,974), CASIMIR F. LASKA (Reg. No. 30,862), KENT S. BARTA (Reg. No. 29,042), DAVID L. DE BRUIN (Reg. No. 35,489), TIMOTHY M. KELLEY (Reg. No. 34,201), BILLIE JEAN STRANDT (Reg. No. 36,940), THOMAS A. MILLER (Reg. No. 36,871), KEVIN P. MORAN (Reg. No. 37,193), LINDA BLAIR MEIER (Reg. No. 39,769), EDWARD R. LAWSON (Reg. No. 41,931), ALBERTO Q. AMATONG (Reg. No. 41,580), DANIEL S. JONES (Reg. No. 42,697), PAUL F. DONOVAN (Reg. No. 39,962) and ANDREW R. PERET (Reg. No. 41,246) Michael Best & Friedrich LLP, 100 East Wisconsin Avenue, Milwaukee, Wisconsin 53202-4108, Telephone (414) 271-6560, and ROBERT S. BEISER (Reg. No. 28,687) and WITOLD A. ZIARNO (Reg. No. 39,888), Michael Best & Friedrich (Illinois), and each or any of them, my attorneys or agents, with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

ADDRESS ALL COMMUNICATIONS IN OR PERTAINING TO THIS APPLICATION TO:

Kent Barta
MICHAEL BEST & FRIEDRICH LLP
100 East Wisconsin Avenue
Milwaukee, WI 53202-4108

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first joint inventor: Asgeir Saebo

Inventor's signature



10/07/98
Date

Residence:

Oersta, Norway

Citizenship:

Norway

Post Office Address:

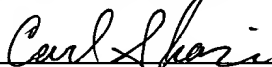
Industrivein

N-6160 Hovdebygda

Oersta, Norway

Full name of second joint inventor: Carl Skarie

Inventor's signature



9/28/98
Date

Residence:

Detroit Lakes, MN

Citizenship:

US

Post Office Address:

211 W. Holmes St., Ste. 308

Detroit Lakes, MN 56502

e:\xf\client\21440\9015\msj0925.w52|9/17/98

Applicant or Patentee: Asgeir Sæbø and Carl Skarie

Serial or Patent No: 09/132,593

Filed or Issued: 8/11/98

Attorney's Docket No.: 21440/9015

For: "CONJUGATED LINOLEIC ACID ALKYL ESTERS IN FEEDSTUFFS AND FOOD"

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY
STATUS (37 CFR 1.9 (f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

☐ the owner of the small business concern identified below:

☒ an official of the small business concern empowered to act on behalf of the concern identified

below:

NAME OF CONCERN:

ConLinCo., Inc.

ADDRESS OF CONCERN:

211 W. Holmes St., Suite 308
Detroit Lakes, MN 56501

I hereby declare that the above identified small business concern qualified as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliate, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled "CONJUGATED LINOLEIC ACID COMPOSITIONS" by inventor(s) Asgeir Sæbø and Carl Skarie described in

☐ the specification filed herewith.

☒ Application Serial No. 09/132,593, filed 8/11/98.

☐ Patent No. _____, issued _____.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

*NOTES: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

FULL NAME:

ADDRESS:

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

FULL NAME:

ADDRESS:

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING: Carl Skarie

TITLE OF PERSON OTHER THAN OWNER: President

ADDRESS OF PERSON SIGNING: 211 W. Holmes St., Suite 308, Detroit Lakes, MN 56501

SIGNATURE

Carl Skarie

DATE

9/28-98